

MINUTES

CIVIL SERVICE COMMISSION MEETING

Wednesday, January 13, 2010, at 9:30 a.m.

522 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

9:30 A.M. CLOSED SESSION

Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.

CONVENED THE MEETING AT 9:32 A.M. AND WENT INTO CLOSED SESSION AT 9:33 A.M.

10:00 A.M. AGENDA

RECONVENED THE MEETING AT 10:13 A.M.

COMMISSIONERS PRESENT: ADKINS, FELTON, FOX, KAHWAJIAN, MARTINEZ

Minutes of the meeting of Wednesday, January 6, 2010, for approval
APPROVED.

Unfinished Business

1. *Petition of **RUDY GONZALEZ** for a hearing on his seven (7) day **suspension**, effective June 11, 2008, from the position of Warehouse Worker Aid, Department of Health Services, Harbor-UCLA Medical Center, **Case No. 08-238.***
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO
ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER,
JAN FRANKEL SCHAU, TO REDUCE THE SUSPENSION TO FIVE (5) DAYS.

Unfinished Business (continued)

2. *Petition of **AURA HERNANDEZ** for a hearing on her thirty (30) day **suspension**, effective May 22, 2008, from the position of Eligibility Supervisor, Department of Public Social Services, **Case No. 08-205**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JOHN D. HARRIS, TO NOT SUSTAIN THE DEPARTMENT.
3. *Petition of **RICARDO MORENO** for a hearing on his thirty (30) day **suspension**, effective March 24, 2008, from the position of Intermediate Clerk, Department of Public Social Services, **Case No. 08-143**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, GAIL FROMMER, TO NOT SUSTAIN THE DEPARTMENT.
4. *Petition of **CAROLINE TONNU** for a hearing on her thirty (30) day **suspension**, effective June 1, 2008, from the position of Children's Social Worker II, Department of Children and Family Services, **Case No. 08-221**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, SAMUEL D. REYES, TO REDUCE THE SUSPENSION TO SEVEN (7) DAYS.
5. *Petition of **ROBERT PEEVY** for a hearing on his thirty (30) day **suspension**, effective July 1, 2007, from the position of Painter, Department of Health Services, ValleyCare/Olive View-UCLA Medical Center, based on his claim of a Civil Service Rule 25 violation, **Case No. 07-303**.*
OVER-RULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED, AS ITS FINAL DECISION, THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, STEVEN L. HOUSTON, TO SUSTAIN THE DEPARTMENT.
6. *Petition of **ELVIA CZERWINSKI** for a hearing on her **discharge**, effective November 21, 2008, from the position of Phlebotomy Technician I, Department of Health Services, **Case No. 08-5002**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.
7. *Petition of **ANDRE GORDON** for a hearing on his **discharge**, effective March 9, 2009, from the position of Institutional Helper, Department of Health Services, **Case No. 09-1078**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.

Unfinished Business (continued)

8. *Petition of **SHIRRELL L. GROOMES** for a hearing on her **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective May 19, 2009, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 09-1189.***
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.
9. *Petition of **DIANA HERNANDEZ** for a hearing on her twenty (20) day **suspension**, effective April 11, 2008, from the position of Pharmacy Helper, Department of Health Services, Harbor-UCLA Medical Center, **Case No. 08-156.***
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.
10. *Petition of **ZHANNA DAVTYAN** for a hearing on her **discharge during probationary period**, effective May 7, 2009, from the position of Intermediate Typist Clerk, Department of Coroner, based on her claim of a Civil Service Rule 25 violation, **Case No. 09-1289.***
CONTINUED AT THE REQUEST OF DENNIS J. HERSHEWE, ATTORNEY FOR THE PETITIONER, IN ORDER FOR HIM TO BE PRESENT.

New Business

11. *Petition of **KUNLE ADESINA** for a hearing on his fifteen (15) day **suspension**, effective October 26, 2009, from the position of Environmental Health Specialist III, Department of Public Health, **Case No. 09-1469.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
12. *Petition of **CALVIN BLACK** for a hearing on his **suspension** not to exceed thirty (30) days pending investigation, effective October 27, 2009, from the position of Registered Nurse I, Department of Health Services, LAC+USC Healthcare Network, **Case No. 09-1452.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
13. *Petition of **SHERYL CARTER NEGASH** for a hearing on her **reduction**, effective October 19, 2009, from the position of Departmental Human Resources Manager III to Administrative Services Manager III, Department of Children and Family Services, **Case No. 09-1461.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
14. *Petition of **MICHAEL WILLIAMS** for a hearing on his **discharge**, effective September 18, 2009, from the position of Custodian Working Supervisor, Department of Health Services, Martin Luther King, Jr., Multi-Service Ambulatory Care Center, **Case No. 09-1477.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

New Business (continued)

15. Amended petition of **MILAGRO E. TREJO** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Eligibility Supervisor, based on her claim of a Civil Service Rule 25 violation, **Case No. 09-1275**.
DENIED. (NO ONE APPEARED FOR THE PETITIONER.)
16. Petition of **CHRISTOPHER GU** for a hearing on the Director of Personnel's denial of his appeal of the **interview score** received in the examination for Administrative Intern I, **Case No. 09-1362**.
HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER.)
17. Petition of **FRANCIS K. MAN** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability and rating from records scores** received in the examination for Administrative Services Manager II, **Case No. 09-1358**.
CONTINUED AT THE REQUEST OF THE DEPARTMENT, IN ORDER TO PREPARE A NEW APPRAISAL OF PROMOTABILITY.
18. Petition of **EUGENE J. MARQUEZ** for a hearing on the Director of Personnel's denial of the appeals of his **application rejection** in the examination for Mental Health Services Coordinator I and the examination for Mental Health Services Coordinator II, **Case No. 09-1304**.
CONTINUED TO THE MEETING OF FEBRUARY 10, 2010, AT THE REQUEST OF THE DEPARTMENT, FOR FURTHER REVIEW.
19. Petition of **LISA B. SCOTT** for a hearing on her appeal of the score received on the **written portion** of the examination for Intermediate Clerk/Light Typing, **Case No. 09-1342**.
HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER.)

Miscellaneous

20. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 10:24 A.M.

CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

Unfinished Business

21. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective May 26, 2004, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 04-214.***

OVER-RULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED, AS ITS FINAL DECISION, THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, PHILIP LEVINE, TO DENY THE APPEAL, BUT TO AWARD BACK PAY, AT THE DEPARTMENT'S DISCRETION, FOR THE PERIOD FROM JULY 17, 2004, TO AUGUST 9, 2004.

22. *Petitioner's request for a hearing on his ten (10) day **suspension**, effective February 26, 2008, from the position of Deputy Probation Officer II, Probation Department, **Case No. 08-105P.***

OVER-RULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED, AS ITS FINAL DECISION, THE FINDINGS OF THE HEARING OFFICER, JOHN M. GANTUS, TO SUSTAIN THE DEPARTMENT. COMMISSIONER FELTON DISSENTED.

New Business

23. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective October 9, 2009, from the position of Police Officer, Los Angeles County Police, Office of Public Safety, **Case No. 09-1456.***

HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED. KEN YUWILER, ATTORNEY FOR THE PETITIONER, TO NOTIFY COMMISSION STAFF WITHIN TEN (10) BUSINESS DAYS, OF WHETHER OR NOT TO SCHEDULE THE HEARING AFTER COMPLETION OF THE CRIMINAL MATTER.

24. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **interview score** received in the examination for Sergeant, **Case No. 09-1367.***

CONTINUED AT THE REQUEST OF HELEN L. SCHWAB, ATTORNEY FOR THE PETITIONER, IN ORDER TO ATTEMPT RESOLUTION.

CLOSED SESSION (continuance)

New Business (continued)

25. *Petitioner's request for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability and interview scores** received in the examination for Sergeant, **Case No. 09-1369**.*
CONTINUED AT THE REQUEST OF THE DEPARTMENT, IN ORDER TO ATTEMPT RESOLUTION.
26. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **interview score** received in the examination for Sergeant, **Case No. 09-1366**.*
CONTINUED AT THE REQUEST OF HELEN L. SCHWAB, ATTORNEY FOR THE PETITIONER, IN ORDER TO ATTEMPT RESOLUTION.
27. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **interview score** received in the examination for Sergeant, **Case No. 09-1368**.*
CONTINUED AT THE REQUEST OF THE DEPARTMENT, IN ORDER TO ATTEMPT RESOLUTION.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 11:19 A.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 11:20 A.M.

Legal Advisor:
Lester J. Tolnai

Deputy Executive Director:
Sandy Stivers

Chief, Commission Services:
Rochelle L. Williams

Head Commission Specialist:
Janice Davis

APPROVED BY THE CIVIL SERVICE
COMMISSION ON JANUARY 20, 2010

A handwritten signature in cursive script that reads "Lawrence D. Crocker".

Lawrence D. Crocker
Executive Director